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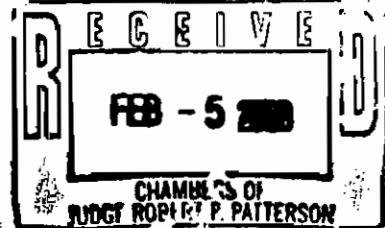
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MEMO ENDORSED

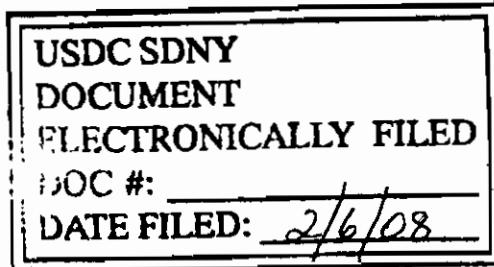
February 5, 2008



By Facsimile Transmission

The Honorable Judge Robert P. Patterson, Jr.
United States District Court
Southern District of New York
500 Pearl Street, Room 2550
New York, NY 10007

Re: United States v. Allan Handler
Index No.: 07-cr-889



Dear Judge Patterson:

In response to a telephone message from Your Honor's courtroom deputy, I would like to further explain my reasons for requesting an adjournment of the oral argument and any hearing Your Honor may contemplate on Allan Handler's motion for suppression as presented.

Since the time we suggested this date to the court, Dean William Treanor, the Dean of Fordham University School of Law, requested that I accompany him on a trip to the west coast on matters of business for the law school. My flight leaves tomorrow at 5:15 a.m., unless Your Honor requires me to appear in court on Friday.

As Your Honor may be aware, I am a member of the Criminal Justice Act panel and the attorney of record for Mr. Handler. Though my colleague, Professor Martin, is more than able to explain to Your Honor how we believe the issues will be narrowed, if Your Honor is planning on conducting a hearing on Friday, Mr. Handler has indicated that he wishes for me to conduct it.

In addition, as noted in our letter on February 4th, because of information that has recently come to our attention we believe that additional time will allow us to substantially clarify and narrow the suppression issues before the Court.

SEE TYPEWRITTEN MEMO
ENDORSEMENT ATTACHED

Should Your Honor be kind enough to grant us the opportunity to submit papers narrowing the issues, the papers will be submitted to Your Honor and the government no later than Monday, February 11, 2008.

Mr. Handler has no objection to the exclusion of time under the Speedy Trial Act between the current argument date and February 27, 2008 or to the date thereafter on which Your Honor resets the argument.

I apologize for this inconvenience.

Thank you for your consideration in this matter.

*application granted in part.
The Court is required to promptly
dispose of motions, particularly in
criminal cases, and cannot be expected
to be burdened by other work to
have its schedules de-scheduled to
subsequent business activities of Food and
Drug School. The conference on Friday will
proceed as scheduled.
Legal Interns The evidentiary hearing
Eva Belich
Robert Gibson*

Respectfully,

AM
James A. Cohen, Esq.
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Attorney for Defendant
Allan Handler

cc (By Facsimile):

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*Not in late March
so ordered
2/16/08
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**Case: United States v. Allan Handler
Index No. 07 Cr. 889 (RPP)**

MEMO ENDORSEMENT READS:

Application granted in part.

The Court is required to promptly dispose of motions, particularly in criminal cases, and cannot have its schedules be subject to subsequent business activities of Fordham Law School. The conference on Friday will proceed as scheduled. The evidentiary hearing must be held then or in the immediate future, not in late March.

So ordered.

Robert P. Patterson, Jr., U.S.D.J., 2/6/08